

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No.
11686A

In Re Application Of: Suzanne Cory, et al.

Application No.

09/925,674

Filing Date

August 9, 2001

Examiner

Sumesh Kaushal

Customer No.

23389

Group Art Unit

1633

Confirmation No.

3390

Invention: NOVEL MAMMALIAN GENE, BCL-W, BELONGS TO THE BCL-2 FAMILY OF
APOPTOSIS-CONTROLLING GENES

COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of January 25, 2006 in the above-identified application.
Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated January 25, 2006 finally rejecting Claim(s) 6-10, 21 and 22

07/31/2006 TBESHAH1 00000005 09925674

Applicant(s) hereby request(s) an extension of time of (check desired time period):

570.00 OP

☐ One month

☐ Two months

☒ Three months

☐ Four months

☐ Five months

from: April 25, 2006

Date

until:

July 25, 2006

Date

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$500.00

Fee for Extension of Time: \$570.00 *

*Two-Month Extension of Time (\$450) previously paid on: 6/26/06.

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$1,070.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☒ A check in the amount of \$1,070.00 for the Notice of Appeal and extension of time is enclosed.

☐ Please charge Deposit Account No. _____ in the amount of _____

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-1013/SSMP

07/31/2006 TBESHAH1 00000005 09925674

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500.00 OP

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-1013/SSMP

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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In Re Application Of: **Suzanne Cory, et al.**

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09/925,674	August 9, 2001	Sumesh Kaushal	23389	1633	3390

Invention: **NOVEL MAMMALIAN GENE, BCL-W, BELONGS TO THE BCL-2 FAMILY OF
APOPTOSIS-CONTROLLING GENES**

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:


Signature

Dated: July 25, 2006

Frank S. DiGiglio
Registration No. 31,346
Scully, Scott, Murphy & Presser, P. C.
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Certificate of Transmission by Facsimile*

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a) on _____	
July 25, 2006	(Date) _____
Signature of Person Mailing Correspondence _____	
Frank S. DiGiglio	
Typed or Printed Name of Person Mailing Correspondence _____	

cc: FSD:ab